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MASIMO CORPORATION and
9 MASIMO AMERICAS, INC.

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IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

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PHYSICIANS HEALTHSOURCE,
INC.,

Plaintiff,

v.

MASIMO CORPORATION, et al.

Defendants.

} Case No. 8:14-cv-00001 JVS (ANx)

**DEFENDANTS MASIMO
CORPORATION AND
MASIMO AMERICAS, INC.'S
NOTICE OF MOTION AND
MOTION TO STAY**

HEARING:

Date: May 12, 2014

Time: 1:30 p.m.

Ctrm: 10C

Hon. Judge James V. Selna

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1 PLEASE TAKE NOTICE that, Defendants Masimo Corporation and
2 Masimo Americas, Inc. (collectively, "Masimo") hereby move to stay this
3 action pending final merits disposition, including any appeal, of Masimo's
4 administrative petition to the Federal Communications Commission, which was
5 filed on April 1, 2014. Subject to the Court's availability, the motion will be
6 heard on May 12, 2014 at 1:30 p.m. in Courtroom 10C, before the Honorable
7 James V. Selna.

8 Masimo bases the motion on this notice; the concurrently filed
9 memorandum of points and authorities, and the Declaration of Callie Sand and
10 exhibit thereto; any subsequently filed reply briefs, declarations, and exhibits;
11 the pleadings and papers filed in this action; and any other arguments, evidence,
12 and matters submitted to the Court, at the hearing or otherwise.

13 This motion is made following a conference of counsel pursuant to Local
14 Rule 7-3, which took place on Monday, April 7, 2014.

15 Respectfully submitted,
16 KNOBBE, MARTENS, OLSON & BEAR, LLP
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18 Dated: April 14, 2014 By: /s/ Benjamin A. Katzenellenbogen
19 Stephen C. Jensen
20 Jon W. Gurka
Benjamin A. Katzenellenbogen
Callie Sand

21 Attorneys for Defendants
22 MASIMO CORPORATION and
MASIMO AMERICAS, INC.
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